

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

0912139 B.C., LTD., a Canadian  
corporation, and PAKAGE APPAREL,  
INC., a Canadian corporation,

Plaintiffs,

v.

RAMPION USA INC., a Washington  
corporation, and RAMPION  
ENTERPRISES LTD., a Canadian  
corporation,

Defendants.

No. 2:18-cv-01464-JLR

**STIPULATED MOTION TO EXTEND  
CERTAIN PRETRIAL DATES AND  
~~PROPOSED~~ ORDER**

NOTE ON MOTION CALENDAR:

AUGUST 1, 2019

Pursuant to LCR 7(d)(1) and 10(g), Plaintiffs and Defendants, by and through their  
counsel of record, hereby stipulate and jointly move the Court for entry of an order extending  
certain pretrial deadlines.

**A. Case Status.**

This case was filed on October 5, 2018. (Dkt. #1.) On December 13, 2018, the Court  
entered its Minute Order Setting Trial Dates and Related Dates. (Dkt. #22.) The case schedule  
established in December was amended on January 23, 2019 to add two deadlines relating to  
certain patent-related disclosures. (Dkt. #25). No further change to the case schedule has been  
requested or made.

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JOINT MOTION TO EXTEND CERTAIN PRETRIAL - 1  
DATES (2:18-cv-01464-JLR)

The parties have exchanged discovery requests and responses, tens of thousands of documents were produced, and one deposition was taken. The Court's Claim Construction Order was entered on July 30, 2019. (Dkt. #57.)

**B. Ongoing Settlement Efforts and August 21, 2019 Mediation.**

Over the last several weeks, the CEOs of the parties met in person and via telephone to discuss possible settlement and exchanged a series of detailed correspondence, including at least one exploratory offer of settlement. Mediation is scheduled to begin at 9 a.m. on Wednesday, August 21, 2019 with Lou Peterson, Mediator, at the offices of Hillis Clark Martin & Peterson P.S., 999 Third Avenue, Suite 4600, Seattle, Washington 98104.

**C. Cause for the Requested Extension.**

The parties seek to move the expert deadlines to avoid incurring the expense associated with expert work that would prove unnecessary if mediation succeeds. The parties also seek to move the close of discovery back three weeks to allow them to focus on preparing for a successful mediation between now and August 21, 2019, and to provide sufficient time following expert reports to complete discovery. All other pre-trial and trial dates remain in accordance with the Court's December 13, 2018 Minute Order.

**D. Requested Extension.**

Those deadlines that are the subject of this motion are bold and in italics in the table below.

PRETRIAL DEADLINE	CURRENT DATE	PROPOSED DATE
<i>Expert Witness Disclosure</i>	<i>08/30/2019</i>	<i>09/27/2019</i>
<i>Rebuttal Expert Disclosure</i>	<i>09/27/2019</i>	<i>10/18/2019</i>
Amended Pleadings	10/02/2019	10/02/2019
<i>Close of Discovery</i>	<i>10/18/2019</i>	<i>11/08/2019</i>
Dispositive Motions	11/26/2019	11/26/2019

JOINT MOTION TO EXTEND CERTAIN PRETRIAL - 2  
DATES (2:18-cv-01464-JLR)

PRETRIAL DEADLINE	CURRENT DATE	PROPOSED DATE
Settlement Conference	12/27/2019	12/27/2019
Motions in Limine	02/28/2020	02/28/2020
Pretrial Order	03/12/2020	03/12/2020
Pretrial Conference	03/16/2020 at 2 p.m.	03/16/2020 at 2 p.m.
Trial Brief	03/23/2020	03/23/2020
Voir Dire/Jury Instructions	03/23/2020	03/23/2020
Jury Trial	03/30/2020 at 1:30 p.m.	03/30/2020 at 1:30 p.m.

DATED: August 1, 2019.

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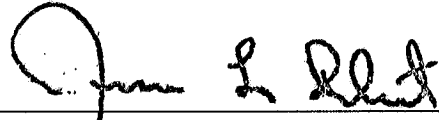
Attorneys for Defendants

JOINT MOTION TO EXTEND CERTAIN PRETRIAL - 3  
DATES (2:18-cv-01464-JLR)

ORDER

It is so ordered.

Dated this 2<sup>nd</sup> day of August, 2019.



THE HONORABLE JAMES L. ROBART  
United States District Judge

JOINT MOTION TO EXTEND CERTAIN PRETRIAL - 4  
DATES (2:18-cv-01464-JLR)

**CERTIFICATE OF SERVICE**

I hereby certify that I caused to be served the foregoing **STIPULATED MOTION TO  
EXTEND CERTAIN PRETRIAL DATES AND [PROPOSED] ORDER** on the following  
named person(s) on the date indicated below by

- ☐ mailing with postage prepaid
- ☐ hand delivery
- ☐ facsimile transmission
- ☐ overnight delivery
- ☒ Email pursuant to verbal agreement at 11/20/2018 Rule 26(f) conference

to said person(s) a true copy thereof, contained in a sealed envelope if by mail, addressed to said  
person(s) at his or her last-known address(es) indicated below.

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Attorneys for Defendants

DATED: August 1, 2019.

/s/ Steven T. Lovett  
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Steven T. Lovett (admitted *pro hac vice*)  
Nathan C. Brunette (admitted *pro hac vice*)

Attorneys for Plaintiffs

JOINT MOTION TO EXTEND CERTAIN PRETRIAL - 5  
DATES (2:18-cv-01464-JLR)